

LABOR SERVICES DIVISION[875]

Adopted and Filed

Pursuant to the authority of Iowa Code sections 88.5, 88A.3, and 91A.9, the Labor Commissioner hereby amends Chapter 10, “General Industry Safety and Health Rules,” Chapter 35, “Wage Collection Payment,” and Chapter 61, “Administration of Iowa Code Chapter 88A,” Iowa Administrative Code.

The first amendment adopts by reference changes to federal occupational safety and health standards pertaining to personal protective equipment in general industry workplaces. The federal changes are part of a broader effort by the federal Occupational Safety and Health Administration to update or remove references to consensus and industry standards. The changes update and delete references to various national consensus standards.

The second amendment changes the title of 875—Chapter 35.

The third amendment clarifies that the fees for reinspections of amusement rides are equal to the fees for annual inspections of amusement rides.

The principal reasons for adoption of these amendments are to implement legislative intent and to make Iowa’s regulations current and consistent with federal regulations. Pursuant to Iowa Code subsection 88.5(1)“a” and 29 CFR 1953.5, Iowa must adopt changes to the federal occupational safety and health standards.

Notice of Intended Action was published in the October 21, 2009, Iowa Administrative Bulletin as **ARC 8241B**. No public comment was received on the proposed amendments. These amendments are identical to those published under Notice of Intended Action.

No variance provisions are included in these rules. Variance procedures are set forth in 875—Chapters 1 and 5.

These amendments are intended to implement Iowa Code sections 88.5, 88A.3, and 91A.9.

These amendments shall become effective on January 20, 2010.

The following amendments are adopted.

ITEM 1. Amend rule **875—10.20(88)** by inserting the following at the end thereof:
74 Fed. Reg. 46355 (September 9, 2009)

ITEM 2. Amend **875—Chapter 35**, title, as follows:

WAGE ~~COLLECTION~~ PAYMENT COLLECTION

ITEM 3. Amend paragraph **61.1(2)“c”** as follows:

c. “*Reinspection fee*” is a equal to the fee established by the Act for a reinspection an annual inspection.

[Filed 11/25/09, effective 1/20/10]

[Published 12/16/09]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 12/16/09.